



### REQUEST FOR MEDIATION

Name of Responding Party <b>TMC Transportation Inc.</b>			Name of Representative (if known)		
Address: <b>5115 SW Leland Avenue</b>			Name of Firm (if applicable)		
Attn: Todd L. Bunting			Representative's Address:		
City <b>Des Moines</b>	State <b>IA</b>	Zip Code <b>50321</b>	City	State	Zip Code
Phone No. <b>(800) 247-2460</b>		Fax No. <b>(515) 287-4695</b>	Phone No.		Fax No.
Email Address:			Email Address:		

The undersigned party to an agreement contained in a written contract dated February 1, 2006, providing for mediation under the Commercial Mediation Procedures of the American Arbitration Association, hereby requests mediation

#### **THE NATURE OF THE DISPUTE**

Claim for damage to Boeing jet engines which suffered injury when the respondent's truck overturned on June 13, 2006 on Interstate 74 in Knox County, Illinois

**CLAIM OR RELIEF SOUGHT (amount, if any):**  
**\$5,750,000.00 plus interest and misc. costs**

Mediation locale Seattle, WA (check one)  Requested by Filing Party  Locale provision included in the contract

Type of Business: Filing Party Insurance Companies Responding Party Trucking Company

You are hereby notified that copies of our mediation agreement and this request are being filed with the American Arbitration Association's Case Management Center, located in (check one)  Atlanta, GA  Dallas, TX  East Providence, RI  Fresno, CA  ICDR, NY, with a request that it commence administration of this mediation.

Signature (may be signed by a representative)		Date: <b>11/12/07</b>	Name of Representative <b>David T. Maloof</b>		
Name of Filing Party <b>See attached Rider A</b>		Name of Firm (if applicable) <b>Maloof Browne &amp; Eagan LLC</b>			
Address (to be used in connection with this case): <b>See attached Rider A</b>		Representative's Address: <b>411 Theodore Fremd Ave, Suite 190</b>			
City <b>See attached Rider A</b>	State	Zip Code <b>See attached Rider</b>	City <b>Rye</b>	State <b>NY</b>	Zip Code <b>10580</b>
Phone No. <b>See attached Rider A</b>		Fax No. <b>See attached Rider A</b>	Phone No. <b>(914) 921-1200</b>		Fax No. <b>(914) 921-1023</b>
Email Address: <b>See attached Rider A</b>			Email Address: <b>dmaloof@maloofandbrowns.com</b>		

To begin proceedings, please send two copies of this Request and the Mediation Agreement to the AAA. Send the originals to respondent.

Please visit our website at [www.adr.org](http://www.adr.org) if you would like to file this case online. AAA Customer Service can be reached at 800-778-7879

**RIDER A TO REQUEST FOR MEDIATION**

<b>Underwriters at Lloyds and other London Companies</b> c/o Marsh – HYNIX 1 Tower Place West London EC3R 5BU England Attn: Nick Bartholomew Tel: 01144 160 320 7613 Fax: 01144 160 320 7075 <a href="mailto:Nick.bartholomew@marsh.com">Nick.bartholomew@marsh.com</a>	<b>Royal Sun Alliance Insurance Company</b> c/o Marsh – HYNIX 1 Tower Place West London EC3R 5BU England Attn: Nick Bartholomew Tel: 01144 160 320 7613 Fax: 01144 160 320 7075 <a href="mailto:Nick.bartholomew@marsh.com">Nick.bartholomew@marsh.com</a> <a href="mailto:Phil.berg@uk.roysun.com">Phil.berg@uk.roysun.com</a>
<b>RLI Insurance Company</b> 9025 N. Lindbergh Dr. Peoria, IL 61615 Attn: Jim Baalmann Tel: (309) 692-1000 Fax: (309) 692-6796 <a href="mailto:jim_baalmann@rlicorp.com">jim_baalmann@rlicorp.com</a>	<b>St. Paul Travelers Insurance Company</b> 200 N. LaSalle, Ste 2100 Chicago, IL 60601 Attn: Mary Wiseman Tel: (312) 917-3604 Fax: (312) 917-2130 <a href="mailto:mewisema@travelers.com">mewisema@travelers.com</a>
<b>Great American Insurance Company</b> 65 Broadway, 20 <sup>th</sup> Floor New York, NY 10006 Attn: Ben Lombardi Tel: (510) 988-2225 Fax: (510) 935-8636 <a href="mailto:blombardi@gaic.com">blombardi@gaic.com</a>	<b>Mitsui Insurance Company</b> 560 Lexington Ave. 20 <sup>th</sup> Floor New York, NY 10022 Attn: Michael Osorio Tel: (212) 230-2964 Fax: (212) 319-7061 <a href="mailto:mosorio@msicus.com">mosorio@msicus.com</a>
<b>Tokio Marine Michido &amp; Fire Insurance Company</b> 230 Park Avenue New York, NY 10169 Attn: Patricia Quinn Tel: (212) 297-6752 Fax: (212) 297-6968 <a href="mailto:patricia.quinn@tmclaimsservice.com">patricia.quinn@tmclaimsservice.com</a>	<b>XL Insurance Company</b> 99 Park Avenue, 3 <sup>rd</sup> Floor New York, NY 10016 Attn: Jonathan O'Hara Tel: (212) 331-1304 Fax: (212) 331-1300 <a href="mailto:Jonathan.ohara@xlgroupl.com">Jonathan.ohara@xlgroupl.com</a>
<b>Fireman's Fund Insurance Company</b> 33 W. Monroe St. Ste 1200 Chicago IL 60603-5316 Attn: Fiona Hurjon Tel: (312) 441-6224 Fax: (312) 441-6220 <a href="mailto:fthurjon@ffic.com">fthurjon@ffic.com</a>	<b>Astro (Baloise Insurance Company)</b> c/o Aon Insurance Managers 76 Paul Street, Suite 500 Burlington, VT 05401-4477 Attn: Thao T. Nguyen <a href="mailto:Thao.Nguyen@agl.aon.com">Thao.Nguyen@agl.aon.com</a>

<p><b>The Hartford Insurance Company</b> PO Box 3122 Naperville, IL 60566 Attn: Sherry Ortega Tel: 800) 843-7006 x28845 Fax: (800) 380-9699 <u>yvette.kubon@thehartford.com</u></p>	<p><b>Astro (Zurich Insurance Company)</b> c/o Aon Insurance Managers 76 Paul Street, Suite 500 Burlington, VT 05401-4477 Attn: Thao T. Nguyen <u>Thao_Nguyen@aol.aon.com</u></p>
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